

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

WALTER H. HOLLOWAY,

Plaintiff,

vs.

SUSAN WALLENBURG, Physician;

Defendant.

8:22CV321

MEMORANDUM AND ORDER

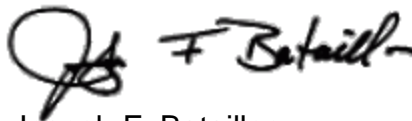
On November 1, 2022, the Court ordered Plaintiff to sign his Complaint, [Filing No. 1](#), and either pay the \$402.00 filing and administrative fees or submit a request to proceed in forma pauperis ("IFP") on or before December 1, 2022, or face dismissal of this action. See [Filing No. 5](#). On November 9, 2022, Plaintiff filed materials that were docketed as correspondence, [Filing No. 6](#), a motion to proceed IFP, [Filing No. 7](#), and a response to the Court's November 1, 2022 Memorandum and Order, [Filing No. 8](#). The materials are rambling and incomprehensible, and Plaintiff's IFP motion, though submitted on the Form AO 240, is incomplete. Most significantly, neither Plaintiff's correspondence, [Filing No. 6](#), or response, [Filing No. 8](#), correct the technical defect in Plaintiff's Complaint.

IT IS THEREFORE ORDERED:

1. This matter is dismissed without prejudice because Plaintiff failed to prosecute it diligently and failed to comply with this Court's orders.
2. Plaintiff's pending motion to proceed IFP, [Filing No. 7](#), is denied as moot.
3. The Court will enter judgment by a separate document.

Dated this 2nd day of December, 2022.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon". The signature is stylized with a large initial "J" and a long horizontal stroke at the end.

Joseph F. Bataillon
Senior United States District Judge